

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 104 – SB 27

January 30, 2009

SUMMARY OF BILL: Holds owners of sanitary sewers responsible for maintaining the lateral sewer connection to residential and commercial customers when the connection is located beyond the customer's property line. The sewer owners will be liable for damages caused by failure of sewer connections.

ESTIMATED FISCAL IMPACT:

Increase Local Expenditures – Exceeds \$100,000*

Assumptions:

- According to the County Technical Assistance Service (CTAS) and the Municipal Technical Advisory Service (MTAS), this legislation alters the liability limitation of the Governmental Tort Liability Act as it relates to sewer systems.
- Local governments who own sewer systems will experience an increase in local expenditures due to increased liability. This increase is expected to exceed \$100,000 annually.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White".

James W. White, Executive Director

/kmc